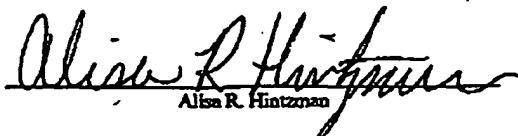


FACSIMILE TRANSMITTAL CERTIFICATE

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on
March 25, 2005.

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MAR 25 2005


Alisa R. Hintzman

REPLACEMENT SUPPLEMENTAL APPEAL BRIEF			Docket No. EDD002USPT01
Serial No. 10/033,580	Filing Date December 28, 2001	Examiner Marsh, Steven M.	Group Art Unit 3632
Applicant:	Eddy		
Invention:	EAVES TROUGH SUPPORT BRACKET		

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Replacement Supplemental Appeal Brief is filed on appeal from the decision of the Examiner dated November 30, 2004 reopening prosecution of this application after Applicant's filing of an Appeal Brief and rejecting claims 1, 3-16 and 18-22 in the above-referenced patent application.

Applicant requests reinstatement of the appeal.

03/31/2005 GJOHNSON 00000009 192020 10033580 REAL PARTY IN INTEREST

01 FC:2402 250.00 DA

The real party in interest in connection with this appeal is the inventor Gary Eddy.

primary rib longitudinally overlaps the first and second legs so as to further improve the strength of the bracket. While the eaves trough support bracket disclosed by Odekirk also has a rib which extends across and is substantially perpendicular to the bend line between the distal end of the main beam and the strut, this rib does not longitudinally overlap the side ribs, as can clearly be seen in FIG 1.

CONCLUSION

Applicant respectfully submits that all pending claims (claims 1, 3-16 and 18-22) are in condition for allowance.

Respectfully submitted,

Date 25 Mar 05

By M. Sherrill
Michael S. Sherrill, #32,302
SHERRILL LAW OFFICES, PLLC
4756 Banning Avenue, Suite 212
White Bear Lake, Minnesota 55110-3205
(651) 426-2400

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Eddy
Examiner Name	
Group Art Unit	
Attorney Docket No.	EDD002USPT01

TOTAL AMOUNT OF PAYMENT \$370.00

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 192020

Deposit Account Name Sherrill Law Offices

- ☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

- ☒ Applicant claims small entity status. See 37 CFR § 1.27

2. ☒ Payment Enclosed:

- ☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description	Fee Paid
101 740 201 370		Utility filing fee	370.00
108 330 208 165		Design filing fee	
107 510 207 255		Plant filing fee	
108 740 208 370		Reissue filing fee	
114 160 214 80		Provisional filing fee	
SUBTOTAL (1)			\$370.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20	-20** = 0	X 9.00 = 0.00	
3	-3** = 0	X 42.00 = 0.00	
SUBTOTAL (2)			\$0.00

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description	Fee Paid
103 18 203 9		Claims in excess of 20	
102 84 202 42		Independent claims in excess of 3	
104 280 204 140		Multiple dependent claim, if not paid	
109 84 209 42		** Reissue independent claims over original patent	
110 18 210 9		** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) \$0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description	Fee Paid
105 130 205 65		Surcharge - late filing fee or oath	
127 50 227 25		Surcharge - late provisional filing fee or cover sheet	
139 130 139 130		Non - English specification	
147 2,520 147 2,520		For filing a request for ex parte reexamination	
112 920* 112 920*		Requesting publication of SIR prior to Examiner action	
113 1,840* 113 1,840*		Requesting publication of SIR after Examiner action	
115 110 215 55		Extension for reply within first month	
116 400 216 200		Extension for reply within second month	
117 920 217 460		Extension for reply within third month	
118 1,440 218 720		Extension for reply within fourth month	
128 1,960 228 980		Extension for reply within fifth month	
119 320 219 160		Notice of Appeal	
120 320 220 160		Filing a brief in support of an appeal	
121 280 221 140		Request for oral hearing	
138 1,510 138 1,510		Petition to institute a public use proceeding	
140 110 240 55		Petition to revive - unavoidable	
141 1,280 241 640		Petition to revive - unintentional	
142 1,280 242 640		Utility issue fee (or reissue)	
143 460 243 230		Design issue fee	
144 620 244 310		Plant issue fee	
122 130 122 130		Petitions to the Commissioner	
123 50 123 50		Processing fee under 37 CFR § 1.17(a)	
126 180 126 180		Submission of Information Disclosure Statement	
581 40 581 40		Recording each patent assignment per property (times number of properties)	
146 740 246 370		Filing a submission after final rejection (37 CFR § 1.129(a))	
148 740 248 370		For each additional invention to be examined (37 CFR § 1.129(b))	
179 740 279 370		Request for Continued Examination (RCE)	
169 900 169 900		Request for expedited examination of a design application	
Other fee (specify)			

*Reduced by Basic Filing Fee Paid SUBTOTAL (3)

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Michael S. Sherrill	Registration No.	32,302
Signature		Telephone	(651) 426-2400
		Date	December 28, 2001

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